IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SECOND DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NOs: 14552, 14553,16065, 16247 of 2003

WRIT PETITION NO : 14552 of 2003:

Between:

Deepa, D/o Muralidharan, Aged 18 years, Student I year,
General Nursing, Vaani School of Nursing Cuddapah.

..... PETITIONER

AND

1 The Director of Medical Education., A.P.Sultan Bazar., Hyderabad.
2 The Board of Examination for General Nursing, Represented by its Registrar , Sultan Bazar., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more in the nature of Writ of Mandamus directing the respondents to allow the petitioner to take the Ist year General Nursing Course Exam scheduled to be held from the 21st July, 2003 by declaring the action of the respondents in not allowing the petitioner to take the same as illegal and arbitrary.

Counsel for the Petitioner: MR.K.ANANTHA RAO

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

WRIT PETITION NO : 14553 of 2003:

Between:

Aswathy G.Nair D/o Gangadharan Nair, Aged 18 years, Student, 1st year, General Nursing, Sai Vasanthi School of Nursing, Proddutur, Cuddapah District.

..... PETITIONER

AND

1 The Director of Medical Education., A.P.,Sultan Bazaar., Hyderabad.
2 The Board of Examinations for General Nursing, represented by its Registrar, Sultan Bazaar., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more in the nature of Writ of Mandamus directing the respondents to allow the petitioner to take the 1st year General Nursing Exam scheduled to be held from the 21st July, 2003 by declaring the action of the respondents in not allowing the petitioner to take the same as illegal and arbitrary.

Counsel for the Petitioner: MR.K.ANANTHA RAO

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

WRIT PETITION NO : 16065 of 2003:

Between:

1 R. Ramani D/o. S. Ramachandran, Aged 18 years, Student, 1st Year General Nursing, St. Mary's School of Nursing, W.G. District
2 Gangabhavani D/o. Pullayya, Aged 18 years, Student, 1st year,

General Nursing, St. Mary’s School of Nursing,

W.G. District.

..... PETITIONERS

AND

1 The Director of Medical Education, A.P., Sultan Bazar, Hyderabad
2 The Board of Examinations for General Nursing, represented by its Registrar, Sultan Bazar, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more in the nature of writ of mandamus directing the respondents to allow the petitioners to take the 1st year General Nursing Exam scheduled to be held from the 5th August, 2003 by declaring the action of the respondents in not allowing the petitioners to take the same as illegal and arbitrary.

Counsel for the Petitioner: MR.K.ANANTHA RAO

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

WRIT PETITION NO : 16247 of 2003:

Between:

1 Laxmi Divya, D/o. Suresh Babu, Aged 18 years,
Student of 1st year General Nursing, Apple School of Nursing,
Hanumakonda, Warangal District

2 Maddineni Karuna, D/o. Appaiah, Aged 18 years,
Student of 1st year General Nursing, Apple School of Nursing,
Hanumakonda, Warangal District

3 Shada Jyothi, D/o. Premaiah, Aged 18 years,
Student of 1st year General Nursing, Apple School of Nursing,
Hanumakonda, Warangal District

..... PETITIONERS

AND

1 The Director of Medical Education, A.P., Sultan Bazar, Hyderabad
2 The Board of Examinations for General Nursing, represented by its Registrar, Sultan Bazar, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more in the nature of writ of Mandamus directing the respondents to allow the petitioners to take the 1st year General Nursing and Midwifery Course Exam scheduled to be held from the 5th August, 2003 by declaring the action of the respondents in not allowing the petitioners to take the same as illegal and arbitrary

Counsel for the Petitioner: MR.K.ANANTHA RAO

Counsel for the Respondent No.: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court made the following:

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COMMON ORDER:

Heard both the learned Counsel and at their request, the main writ petitions are taken up for disposal.

It is represented across the bar that the question involved in the present writ petitions has already been came up for consideration before this Court and in the similar circumstances, this Court allowed the connected writ petitions viz., W.P.Nos.1940 and 1978 of 2003 as per order dated 31-01-2003. Following the same, another two writ petitions viz., W.P.Nos.1532 and 1885 of 2003 were also allowed by this Court as per order dated 04-02-2004.

Following the same, the present writ petitions are accordingly allowed directing the respondents, to permit the petitioners to appear in the examinations, declare the results and pursue the remaining part of the course, in accordance with law, without raising any objection as to the age of the petitioners. No order as to costs.

(**B. PRAKASH RAO, J)**

Date: 02-08-2004

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To

1 The Director of Medical Education., A.P.Sultan Bazar., Hyderabad.

2. The Board of Examination for General Nursing, Represented by its Registrar , Sultan Bazar., Hyderabad.

3. Two CCs to the Government Pleader for Medical Health & Family Welfare, High Court of A.P., Hyderabad. (O.U.T.)

4. Two CD copies.